



Attorney's Docket No.: 80398.P416

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Harold Aaron Ludtke, et al.)
)
Application No.: 09/734,839)
)
Filed: December 11, 2000)
)
For: A Secure and Convenient Method and)
Apparatus for Storing and Transmitting)
Telephony-Based Data)

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)
(FILING DATE GRANTED)

Sir:

In response to the Notice of Incomplete Reply (Nonprovisional)) (Filing Date
Granted) mailed May 10, 2001, please find enclosed:

- (1) Substitute drawings in compliance with 37 CFR 1.84;
- (2) a copy of the Notice of Incomplete Reply;

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231

on May 24, 2001

Dianne Neathery

(Name of Person Mailing Correspondence)

Dianne Neathery
(Signature)

5-24-2001
(Date of Signature)

- (3) a Petition for a two (2)-month extension of time under 37 C.F.R. § 1.136(a); and
- (4) a check in the amount of \$390.00 in payment of the extension of time fee.

If any additional fee is required, please charge Deposit Account No. 02-2666.
A duplicate of this Response is enclosed for deposit account charging purposes.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: May 24, 2001

Maria McCormack Sobrino
Maria McCormack Sobrino
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/734,839 | 12/11/2000 | Harold Aaron Ludtke | 80398.P416 |

CONFIRMATION NO. 4722

FORMALITIES LETTER



OC00000006060861

Jeffrey S. Smith
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Seventh Floor
12400 Wilshire Boulevard
Los Angeles, CA 90025-1026

Date Mailed: 05/10/2001

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on to the Notice mailed and it has been entered into the nonprovisional application. The reply, however, doesnot include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**FEE TRANSMITTAL FOR FY 2001****TOTAL AMOUNT OF PAYMENT (\$)** \$390.00**Complete if Known:****Application No.** 09/734,839**Filing Date** December 11, 2000**First Named Inventor** Harold Aaron Ludtke, et al.**Group Art Unit** 2171**Examiner Name** Unassigned**Attorney Docket No.** 80398.P416**METHOD OF PAYMENT (check one)**

1. ☒ [X] The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666
Deposit Account Name _____

☒ [X] Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ [] Applicant claims small entity status. See 37 CFR 1.27

2. ☒ X Payment Enclosed: ☒ X Check

Credit Card

Money Order

Other

FEE CALCULATION**1. BASIC FILING FEE**

| <u>Large Entity</u> | | <u>Small Entity</u> | | <u>Fee Description</u> | <u>Fee Paid</u> |
|---------------------|-------------|---------------------|-------------|------------------------------------|-----------------|
| <u>Fee</u> | <u>Fee</u> | <u>Fee</u> | <u>Fee</u> | | |
| <u>Code</u> | <u>(\$)</u> | <u>Code</u> | <u>(\$)</u> | | |
| 101 | 710 | 201 | 355 | Utility application filing fee | _____ |
| 106 | 320 | 206 | 160 | Design application filing fee | _____ |
| 107 | 490 | 207 | 245 | Plant filing fee | _____ |
| 108 | 710 | 208 | 355 | Reissue filing fee | _____ |
| 114 | 150 | 214 | 75 | Provisional application filing fee | _____ |

SUBTOTAL (1) \$.00**2. EXTRA CLAIM FEES**

| | | <u>Extra Claims</u> | <u>Fee from below</u> | <u>Fee Paid</u> |
|---------------------------------|----------------|---------------------|-----------------------|-----------------|
| Total Claims _____ | - 20** = _____ | | X _____ | = _____ |
| Independent Claims _____ | - 3** = _____ | | X _____ | = _____ |
| Multiple Dependent _____ | | | _____ | = _____ |

****Or number previously paid, if greater; For Reissues, see below.**

| <u>Large Entity</u> | | <u>Small Entity</u> | | <u>Fee Description</u> |
|---------------------|-------------|---------------------|-------------|---|
| <u>Fee</u> | <u>Fee</u> | <u>Fee</u> | <u>Fee</u> | |
| <u>Code</u> | <u>(\$)</u> | <u>Code</u> | <u>(\$)</u> | |
| 103 | 18 | 203 | 9 | Claims in excess of 20 |
| 102 | 80 | 202 | 40 | Independent claims in excess of 3 |
| 104 | 270 | 204 | 135 | Multiple dependent claim, if not paid |
| 109 | 80 | 209 | 40 | **Reissue independent claims over original patent |
| 110 | 18 | 210 | 9 | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) \$.00

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

| <u>Large Entity</u> | | <u>Small Entity</u> | | <u>Fee Description</u> | <u>Fee Paid</u> |
|---------------------|-----------------|---------------------|-----------------|--|-----------------|
| <u>Fee Code</u> | <u>Fee (\$)</u> | <u>Fee Code</u> | <u>Fee (\$)</u> | | |
| 105 | 130 | 205 | 65 | Surcharge - late filing fee or oath | |
| 127 | 50 | 227 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 139 | 130 | 139 | 130 | Non-English specification | |
| 147 | 2,520 | 147 | 2,520 | For filing a request for ex parte reexamination | |
| 112 | 920* | 112 | 920* | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | 113 | 1,840* | Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 | 55 | Extension for reply within first month | |
| 116 | 390 | 216 | 195 | Extension for reply within second month | 390.00 |
| 117 | 890 | 217 | 445 | Extension for reply within third month | |
| 118 | 1,390 | 218 | 695 | Extension for reply within fourth month | |
| 128 | 1,890 | 228 | 945 | Extension for reply within fifth month | |
| 119 | 310 | 219 | 155 | Notice of Appeal | |
| 120 | 310 | 220 | 155 | Filing a brief in support of an appeal | |
| 121 | 270 | 221 | 135 | Request for oral hearing | |
| 138 | 1,510 | 138 | 1,510 | Petition to institute a public use proceeding | |
| 140 | 110 | 240 | 55 | Petition to revive - unavoidable | |
| 141 | 1,240 | 241 | 620 | Petition to revive - unintentional | |
| 142 | 1,240 | 242 | 620 | Utility issue fee (or reissue) | |
| 143 | 440 | 243 | 220 | Design issue fee | |
| 144 | 600 | 244 | 300 | Plant issue fee | |
| 122 | 130 | 122 | 130 | Petitions to the Commissioner | |
| 123 | 50 | 123 | 50 | Processing fee under 37 CFR 1.17(q) | |
| 126 | 180 | 126 | 180 | Submission of Information Disclosure Stmt | |
| 581 | 40 | 581 | 40 | Recording each patent assignment per property (times number of properties) | |
| 146 | 710 | 246 | 355 | For filing a submission after final rejection (see 37 CFR 1.129(a)) | |
| 149 | 710 | 249 | 355 | For each additional invention to be examined (see 37 CFR 1.129(b)) | |
| 179 | 710 | 279 | 355 | Request for Continued Examination (RCE) | |
| 169 | 900 | 169 | 900 | Request for expedited examination of a design application | |
| 195 | 300 | 195 | 300 | Publication fee for early, voluntary, or normal publication | |
| 196 | 300 | 196 | 300 | Publication fee for republication | |
| 194 | 130 | 194 | 130 | Request for voluntary publication or republication | |
| 098 | 130 | 098 | 130 | Processing fee under 37 CFR 1.17(l) | |
| 091 | 1,240 | 091 | 1,240 | Acceptance of unintentionally delayed claim for priority | |

Other fee (specify) _____

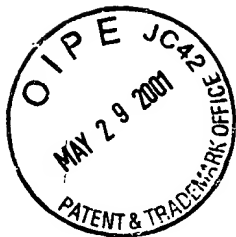
Other fee (specify) _____

SUBTOTAL (3) \$ 390.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:Typed or Printed Name: Maria McCormack SobrinoSignature: Maria McCormack Sobrino Date: May 24, 2001Reg. Number: 31,639 Telephone Number: (408) 720-8300

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



Certificate of Mailing

I hereby certify that the correspondence listed on the postcard below are being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Box Missing Parts, Commissioner for Patents, Washington, D. C. 20231

on May 24, 2001

Dianne Neathery

(Name of Person Mailing Correspondence)

Dianne Neathery
(Signature)

5-24-2001
(Date of Signature)

Serial/Patent No.: 09/734,839 Filing/Issue Date: December 11, 2000

Client: Sony Corporation

Title: A Secure and Convenient Method and Apparatus for Storing and Transmitting Telephony Based Data

BSTZ File No.: 80398_P416

Atty/Secty Initials: MES/AEH/den

Date Mailed: May 24, 2001

Docket Due Date: May 24, 2001

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- | | | |
|--|---|--|
| <input type="checkbox"/> Amendment/Response (____ pgs.) | <input type="checkbox"/> Express Mail No.: _____ | <input checked="" type="checkbox"/> Check No. <u>43015</u> |
| <input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate) | <input checked="" type="checkbox"/> <u>Two (2)</u> Month(s) Extension of Time | Amt: <u>\$390.00</u> |
| <input type="checkbox"/> Application - Utility (____ pgs., with cover and abstract) | <input type="checkbox"/> Information Disclosure Statement & PTO 149 (____ pgs.) | <input type="checkbox"/> Check No. _____ |
| <input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.) | <input type="checkbox"/> Issue Fee Transmittal | Amt: _____ |
| <input type="checkbox"/> Application - Rule 1.53(b) Divisional (____ pgs.) | <input type="checkbox"/> Notice of Appeal | |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.) | <input checked="" type="checkbox"/> Petition for Extension of Time | |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA Transmittal (____ pgs.) | <input type="checkbox"/> Petition for _____ | |
| <input type="checkbox"/> Application - Design (____ pgs.) | <input type="checkbox"/> Postcard | |
| <input type="checkbox"/> Application - PCT (____ pgs.) | <input type="checkbox"/> Power of Attorney (____ pgs.) | |
| <input type="checkbox"/> Application - Provisional (____ pgs.) | <input type="checkbox"/> Preliminary Amendment (____ pgs.) | |
| <input type="checkbox"/> Assignment and Cover Sheet | <input type="checkbox"/> Reply Brief (____ pgs.) | |
| <input checked="" type="checkbox"/> Certificate of Mailing <u>with postcard</u> | <input checked="" type="checkbox"/> Response to Notice of <u>Missing Parts</u> Incomplete Reply | |
| <input type="checkbox"/> Declaration & POA (____ pgs.) | <input type="checkbox"/> Small Entity Declaration for Indep. Inventor/Small Business | |
| <input type="checkbox"/> Disclosure Docs & Orig & Copy of Inventor's Signed Letter (____ pgs.) | <input type="checkbox"/> Transmittal Letter, in duplicate | |
| <input checked="" type="checkbox"/> Drawings: <u>31</u> # of sheets includes <u>37</u> figures | <input checked="" type="checkbox"/> Fee Transmittal, in duplicate | |

☒ Other: Copy of Notice of Incomplete Reply (Filing Date Granted)